



1636

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Melissa Hardy
Type or print name

Melissa Hardy
Signature

February 12, 2004
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

SERA

SERIAL NO.: 09/911,261

FILED: July 23, 2001

TITLE: Zinc Finger Domain Recognition
Code and Uses Thereof

GROUP ART UNIT: 1636

EXAMINER: MCKELVEY, Terry Alan

ATTORNEY DOCKET NO: 50011USNP

CONFIRMATION NO: 3976

REPLY TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction/Election Requirement dated January 16, 2004 requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby elect to prosecute the invention of Group I, claims 1-5, drawn to method of making a nucleic acid encoding a three zinc finger protein, classified in class 435, subclass 91.41. This election is made without traverse.

Applicants reserve their statutory right under §121 to prosecute the subject matter of the non-elected inventions in a timely-filed application.

Applicants believe no fee is required with this submission. However, if a fee is deemed necessary, the Commissioner is hereby authorized to charge any fees, which may be required under 37 CFR §1.17 to Deposit Account No. 50-1744 in the name of Syngenta Biotechnology, Inc.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Mary Kakefuda", is written over a horizontal line.

Mary Kakefuda
Attorney for Applicants
Registration No. 39,245
Telephone: 919-765-5071

Syngenta Biotechnology, Inc.
3054 Cornwallis Road
Research Triangle Park, NC 27709-2257

Date: February 12, 2004